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Docket No.: M0289.0171

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Yoshiharu Maeno

Application No.: 10/046,718

Confirmation No.: 4855

Filed: January 17, 2002

Art Unit: 2633

For: OPTICAL NETWORK ELEMENTS  
HAVING MANAGEMENT TABLES FOR  
MAPPING PATH ATTRIBUTES TO  
REFERENCE OPTICAL VALUES

Examiner: A. Bello

**RESPONSE TO NON-FINAL OFFICE ACTION**

U.S. Patent and Trademark Office  
220 20th Street S.  
Customer Window, Mail Stop Amendment  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated December 28, 2004 (Paper No. 0), please reconsider the above-identified U.S. patent application.

**FEE CALCULATION**

Any additional fee required has been calculated as follows:

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	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	Additional Fee
Total	39	- 39* =		X	
Independent	4	- 4** =		X	
First presentation of Multiple Dependent Claim(s) (if applicable)					
TOTAL					0.00

\*not less than 20

\*\* not less than 3

No additional fee is required.

In the event a fee is required or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 50-2215.

## CONTINGENT EXTENSION REQUEST

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 CFR 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 CFR 1.135. The fee under 37 CFR 1.17 should be charged to our Deposit Account No. 50-2215.

**Remarks/Arguments** begin on page 3 of this paper.